

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

IONIC UV-A SUNSCREENS AND COMPOSITIONS CONTAINING THEM

the specification of which

(check one)



is attached hereto



was filed on



as

Application Serial No. _____

and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulation, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

04003294.8

(Number)

Europe

(Country)

13 February 2004

(Day/Month/Year Filed)



Yes



No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

PCT/EP2005/001379

(Application Serial No.)

11 February 2005

(Filing Date)

Pending

(Status)

(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)

(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Stephen M. Haracz

Reg. No. 33397

Stephen J. Brown

Reg. No. 43519

Warren K. MacRae

Reg. No. 37876

Charles Avigliano

Reg. No. 52578

Kevin C. Hooper

Reg. No. 40402

SEND CORRESPONDENCE TO:

Stephen M. Haracz, Bryan Cave LLP, 1290 Avenue of the Americas, New York, NY 10104-3300

DIRECT TELEPHONE CALLS TO: (name and telephone number)

Stephen M. Haracz - (212) 541-2000

Full name of sole or first inventor

Katja BERG-SCHULTZ

Inventors signature

Residence

4303 Kaiseraugst, Switzerland

Citizenship

German

Post Office Address

Auf der Schanz 51, 4303 Kaiseraugst, Switzerland

Full name of second joint inventor, if any

Ulrich HUBER

Inventors signature

Residence

8703 Erlenbach, Switzerland

Citizenship

Swiss

Post Office Address

Föhrenstraße 12, 8703 Erlenbach, Switzerland

Aug 25-2006
Date

Aug 16th 2006
Date

Best Available Copy

Full name of third joint inventor, if any

Daniel SPRENGER

Inventors signature

August 31st 2006
Date

Residence

4058 Basel, Switzerland

Citizenship

Swiss

Post Office Address

Schwarzwaldallee 225, 4058 Basel, Switzerland

(Supply similar information and signature for subsequent joint inventors)

Title 37, Code of Federal Regulations, § 1.56, duty to disclose information material to patentability (in part) provides, in part, that each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The Duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned.

Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

Best Available Copy